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11 Attorneys for Defendants Aimmune
Therapeutics, Inc. and Jayson D.A. Dallas

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

16 | IN RE AIMMUNE THERAPEUTICS, INC.
17 | SECURITIES LITIGATION

Master File No. 3:20-CV-06733-MMC

**DECLARATION OF MORGAN E.
WHITWORTH CONCERNING NOTICE
UNDER CLASS ACTION FAIRNESS ACT,
28 U.S.C. § 1715**

Judge: Hon. Maxine M. Chesney

1 I, Morgan E. Whitworth, declare and state as follows:

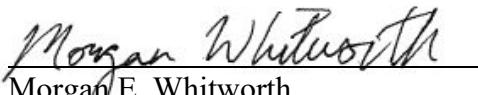
2 1. I am a member of the bar of the State of California and a partner with the law firm
3 of Latham & Watkins LLP, counsel for Defendants Aimmune Therapeutics, Inc. and Jayson D.A.
4 Dallas (“Defendants”) in this matter. I have sufficient personal knowledge of the facts set forth
5 herein that if called as a witness I could and would testify competently to those facts under oath.

6 2. Pursuant to Section 3.2 of the Stipulation of Settlement (ECF No. 244-1), dated
7 January 17, 2025, Defendants were required to file “an appropriate affidavit or declaration”
8 regarding compliance with the Class Action Fairness Act, 28 U.S.C. §§ 1711 et seq. (‘CAFA’).

9 3. On January 27, 2025, Defendants served the notice required by 28 U.S.C. § 1715
10 (the “Notice”) via certified mail to the Acting Attorney General of the United States and the various
11 attorneys general for all 50 states, the District of Columbia, the Commonwealth of Puerto Rico,
12 and the territories of the United States Virgin Islands, American Samoa, Guam, and the Northern
13 Mariana Islands, except that a copy of the Notice was sent by email to the Office of the Attorney
14 General of the State of Connecticut at (AG.CAFA@CT.GOV), as directed by the website
15 maintained by that office. A copy of the Notice is attached to this Declaration as Exhibit A.

16 4. As set forth in Exhibit A, and in conformity with the requirements of CAFA, the
17 following materials were appended to the Notice: the Class Action Complaint, ECF No. 1; the
18 Amended Class Action Complaint, ECF No. 52; Plaintiffs’ Unopposed Motion for Preliminary
19 Approval of Class Action Settlement and Incorporated Memorandum of Law, ECF No. 243; the
20 Declaration of Juan E. Monteverde in Support of Plaintiffs’ Unopposed Motion for Preliminary
21 Approval of Class Action Settlement, ECF No. 244, and all attached Exhibits, ECF No. 244-1 to
22 244-6; the Stipulation of Settlement, dated January 17, 2025, ECF No. 244-1, which includes: (1)
23 Exhibit A, [Proposed] Order Preliminarily Approving Settlement and Providing for Notice; (2)
24 Exhibit A-1, Notice of Pendency and Proposed Settlement of Class Action; (3) Exhibit A-2, Proof
25 of Claim and Release; (4) Exhibit A-3, Summary Notice of Proposed Settlement of Class Action;
26 and (5) Exhibit B, [Proposed] Final Judgment and Order of Dismissal with Prejudice.

1 I declare under penalty of perjury that the forgoing is true and correct.
2 Executed at San Francisco, California on July 2, 2025.

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5 Morgan E. Whitworth

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